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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,)	CASE NO. CR 18-0310 EMC
14)	
15 Plaintiff,)	STIPULATION RE: FOREIGN DEPOSITIONS
16)	AND ORDER [PROPOSED]
17 v.)	
18 LAWRENCE GERRANS,)	
19)	
20 Defendant.)	
21)	

22 Plaintiff, the United States of America, and defendant, Lawrence Gerrans, respectfully advise the
23 Court that the Rule 15 deposition of witness Ebran Gunday, which had been scheduled to take place at
24 the American Consulate in Istanbul, Turkey, will now take place at the American Embassy in Athens,
25 Greece. The parties hereby stipulate that Embassy or Consular personnel at the American Embassy in
26 Athens, Greece or a Special Agent with the Federal Bureau of Investigations will be permitted to
27 videotape and audio record the questioning of the witness, with the videotape camera focused on the
28 witness. The party taking the deposition will arrange to have a backup digital tape recorder available,
which will also audio record the entire deposition. The parties further stipulate that the video and audio

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1 recordings will be sent to a professional transcribing service in the United States that will prepare a
2 transcript of the recorded testimony. The parties further stipulate that the videotape and transcript will
3 be admissible at trial, save and except that both parties reserve their right to have the Court rule on any
4 objections as to form raised during the deposition and any objections as to substance made under the
5 Federal Rules of Evidence (and raised with the Court prior to the pre-trial conference in this case) before
6 offering the objected to testimony into evidence.
7

8 DATED: October 31, 2019

Respectfully submitted,

9 DAVID L. ANDERSON
United States Attorney

10 _____
11 /s/
ROBIN L. HARRIS
Assistant United States Attorney

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13 /s/
BRIAN GETZ
Attorney for Defendant
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2 **ORDER**

3 The parties having so stipulated and GOOD CAUSE APPEARING, IT IS HEREBY ORDERED,
4 that, for the Rule 15 deposition of witness Eهران Gunday, Embassy or Consular personnel or a Special
5 Agent with the Federal Bureau of Investigations will videotape and audio record the questioning of the
6 witness, with the videotape camera focused on the witness. The party taking the deposition will arrange
7 to have a backup digital tape recorder available, which will also audio record the entire deposition. The
8 video and audio recordings will be sent to a professional transcribing service in the United States that
9 will prepare a transcript of the recorded testimony. The videotape and transcript of the foreign
10 depositions authorized by this Court under Rule 15 will be admissible at trial, save and except that both
11 parties have preserved their right to have the Court rule on any objections as to form raised during the
12 deposition and any objections as to substance made under the Federal Rules of Evidence (and raised
13 with the Court prior to the pre-trial conference in this case) before offering the objected to testimony
14 into evidence. This order supersedes and augments the Court's September 23, 2019 order at Dkt 72.

15
16 IT IS SO ORDERED.

17 Dated: October 31, 2019

18 
EDWARD M. CHEN
United States District Court Judge